FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE.
CRIMINAL APPLICATION NO. 1555 OF 2006

Office Notes, Office Memorada orders or directions and Registrar's orders.	Court's or Judge's Orders.
	Shri P.S.Hingorani APP for appellant. None for the respondent.

CORAM; V.G.PALSHIKAR &
SMT.NISHITA MHATRE, JJ.

DTAED: 7TH DECEMBER, 2006.

P.C.

1. This is an application questioning the order of acquittal passed by the learned Sessions Court. We have perused the judgment. The learned Judge marshalled the facts correctly and has come to the conclusion on appreciation of evidence on record that the prosecution has failed to prove the guilt beyond reasonable doubt. According to the learned Judge the prosecution has failed to prove that the accused were the aggressors. It is also difficult to prove as to

which of the accused was the aggressor. Grant of acquittal in such circumstances, in our opinion, is not an error which requires interference. Hence criminal application is rejected.

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